

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re: Shirley et al. Confirmation No.: 3707  
 Application No.: 09/285,429 Group No.: 1653  
 Filed: April 2, 1999 Examiner: Chih Min Kam  
 For: INJECTABLE FORMULATIONS CONTAINING SUCCINATE

Mail Stop Amendment  
 Commissioner for Patents  
 P.O. Box 1450  
 Alexandria, VA 22313-1450

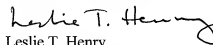
## PETITION AND FEE FOR EXTENSION OF TIME 37 C.F.R. § 1.136(a)

1. This is a petition for an extension of time for a total period of FIVE months to file an Appeal Brief due on February 5, 2007, in order to maintain the pendency for filing a continuation application in lieu of the Appeal Brief.
  2. Applicant is ☐ a small entity; ☒ other than a small entity.
  3. Calculation of extension fee (37 C.F.R. § 1.17(a)(1)-(a)(5)):
- | Requested                                        | Fee For Other<br>Than Small Entity | Fee for<br>Small Entity |
|--------------------------------------------------|------------------------------------|-------------------------|
| <input type="checkbox"/> one month               | \$120.00                           | \$60.00                 |
| <input type="checkbox"/> two months              | \$450.00                           | \$225.00                |
| <input type="checkbox"/> three months            | \$1,020.00                         | \$510.00                |
| <input type="checkbox"/> four months             | <del>\$1,590.00</del>              | \$795.00                |
| <input checked="" type="checkbox"/> five months* | \$2,160.00                         | \$1,080.00              |

\*Cannot be used to exceed six-month statutory limit for response to an Official Action.

- ☐ A check in the amount of \$ is enclosed.
- ☒ Charge Deposit Account No. 16-0605 for the extension fee.
- ☒ All fees are being authorized to be charged to Deposit Account No. 16-0605 when electronically filing
- ☒ Charge Deposit Account No. 16-0605 for any fee deficiency.

Respectfully submitted,

  
 Leslie T. Henry  
 Registration No. 45,714

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